

Lawrence J. Gornick (SBN 136290)
Dennis J. Canty (SBN 207978)
Nicholas A. Deming (SBN 287917)
KAISER GORNICK LLP
100 First Street, 25th Floor
San Francisco, CA 94105
Telephone: (415) 857-7400
Fax: (415) 857-7499
lgornick@kaisergornick.com
dcanty@kaisergornick.com
ndeming@kaisergornick.com

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JEFFREY A. KAISER,

Plaintiff,

vs.

BMW OF NORTH AMERICA, LLC; and
COUNCIL OF BETTER BUSINESS
BUREAUS, INC.,

Defendants.

Case No: C12-01311 DMR

**STIPULATION AND ~~PROPOSED~~ ORDER
OF DISMISSAL WITH PREJUDICE**

**DEFENDANT COUNCIL OF BETTER
BUSINESS BUREAUS, INC. ONLY**

IT IS STIPULATED that plaintiff's claims against defendant Council of Better Business Bureaus, Inc. shall be dismissed with prejudice, each party to bear its own fees and costs.

Dated: May 20, 2013

KAISER GORNICK LLP

/s/ Dennis J. Canty
LAWRENCE J. GORNICK
DENNIS J. CANTY
NICHOLAS A. DEMING

Attorneys for Plaintiff
JEFFREY A. KAISER

1 Dated: May 20, 2013

**HAYES, SCOTT, BONINO, ELLINGSON
& McLAY, LLP**

2
3 /s/ Dara M. Tang
STEPHEN A. SCOTT
4 DARA M. TANG
Attorneys for Defendant
5 COUNCIL OF BETTER BUSINESS BUREAUS, INC.

6
7 **IT IS SO ORDERED.**

8
9 Dated: May 21, 2013



10 Hon. Donna M. Ryu
11 United States Magistrate Judge
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28